

UNITED STATES BANKRUPTCY COURT  
SOUTHERN DISTRICT OF INDIANA  
INDIANAPOLIS DIVISION

IN RE:

FRANK JEFFERSON DAVIS,	)	Chapter 7
a/k/a JEFF F. DAVIS,	)	Case No. 07-8443-AJM-7
Debtor.	)	
<hr/>		
UNITED STATES OF AMERICA,	)	
Plaintiff.	)	
v.	)	Adv. Proc. No. 07-50635
FRANK JEFFERSON DAVIS,	)	
a/k/a JEFF F. DAVIS,	)	
Defendant.	)	

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REGIONAL HEARING CLERK  
U.S. EPA REGION 5  
2006 JUN 30 PM 4:04

DECLARATION OF SONJA BROOKS-WOODARD

I, SONJA BROOKS-WOODARD, declare and state as follows:

1. I am currently employed as the Regional Hearing Clerk ("RHC") with Region 5 of the United States Environmental Protection Agency ("U.S. EPA"). I have been employed with U.S. EPA since February of 1997.
2. My responsibilities as the U.S. EPA RHC are set forth in Part 22 of Title 40 of the Code of Federal Regulations. As the RHC, I am responsible for maintaining the official files for all pleadings, including final orders and any pleading documents filed subsequent to a final order, regarding administrative cases initiated by U.S. EPA, Region 5 for violations of, *inter alia*, the Toxic Substances Control Act ("TSCA"), 15 U.S.C. § 2615. As part of my duties, I receive, date-stamp and file all pleadings served on the Region in TSCA administrative cases. Additionally, I am designated and required to create and maintain a docket and index of the administrative record. 40 C.F.R. § 24.03.
3. On December 6, 2006, U.S. EPA Region 5 filed a complaint under TSCA

in *In re Frank J. Davis*, TSCA-05-2007-0002. On April 1, 2008 I received a copy of the Default Order issued by Administrative Law Judge Nissen on March 31, 2008 in the *Davis* matter. I hereby certify that the attached Default Order (Attachment 1) is a true and correct copy of the document I received from the office of Administrative Law Judge Nissen.

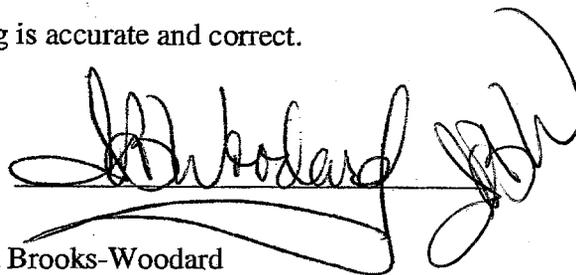
4. Judge Nissen's Default Order included a certificate of service confirming that Mary Angeles, Judge Nissen's Legal Staff Assistant, had sent a copy of the Default Order to Frank J. Davis via certified mail, return receipt request, on March 31, 2008 (Certified Mail No. 70050390000250272367). Subsequent to issuance of the Default Order, Judge Nissen's office sent me the green card Mr. Davis signed, acknowledging receipt of a copy of the Default Order on April 8, 2008. *See* Attachment 2.

5. On June 30, 2008, I compiled a docket sheet for Case No. TSCA-05-2007-0002, which is a complete record of all documents filed by the parties or issued by the Court in the *Davis* matter. The docket sheet reflects that Mr. Davis has filed no response to the Default Order, or any other pleading in this case, subsequent to the issuance of the Judge's Default Order. I hereby certify that, based on a complete record for the *Davis* matter and my current knowledge, Mr. Davis has filed no objection to the Default Order as of the date of this Declaration.

I declare under penalty of perjury that the foregoing is accurate and correct.

Executed on: June 30, 2008

By:

A handwritten signature in black ink, appearing to read "Sonja Brooks-Woodard", written over a horizontal line. The signature is stylized and cursive.

Sonja Brooks-Woodard  
Regional Hearing Clerk  
Region 5, U.S. EPA